

Attorney's Docket No.: 17601-011002 / 067083.0232

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Joseph A. Zupanick et al.      Art Unit : 3746  
Serial No. : 10/627,551      Examiner : Unknown  
Filed : July 25, 2003  
Title : FLUID CONTROLLED PUMPING SYSTEM AND METHOD


Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

PETITION TO CORRECT INVENTORSHIP  
COMPANY OFFICER'S DECLARATION

As an officer of the concern to which the noted application has been assigned, I hereby consent to the correction of inventorship of this application from the naming of JOSEPH A. ZUPANICK to the naming of JOSEPH A. ZUPANICK AND MONTY H. RIAL.

Respectfully submitted,

Date: Nov. 15, 2004

  
\_\_\_\_\_  
LAWRENCE W. DIAMOND

Title: Vice President of CDX Gas, LLC

Joshua A. Griswold  
Reg. No. 46,310  
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5000 Bank One Center  
1717 Main Street  
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CERTIFICATE OF MAILING BY EXPRESS MAIL

Express Mail Label No. EV500877508US

November 29, 2004  
Date of Deposit



THE UNITED STATES PATENT AND TRADEMARK OFFICE

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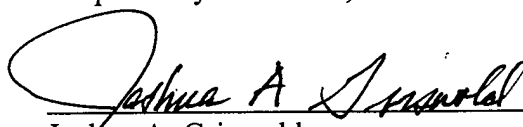
REQUEST TO CORRECT INVENTORSHIP

In the declaration under 37 C.F.R. § 1.63 filed with the original application, one of the actual inventors, Monty H. Rial, through error was not named as an inventor. This error arose without any deceptive intention on the part of Monty H. Rial. In accordance with 37 C.F.R. § 1.48(a), correction of inventorship is hereby requested to add Monty H. Rial as an inventor and thus to name Joseph A. Zupanick and Monty H. Rial as applicants in this application. Attached hereto is a Petition to Correct Inventorship executed by the missing inventor, as required by § 1.48(a)(2), a declaration by all of the actual inventors, as required by § 1.48(a)(3), and a Petition to Correct Inventorship executed by an officer of the assignee, as required by § 1.48(a)(5).

Enclosed is a \$130.00 check for the processing fee required by § 1.17(i). Please apply any deficiencies or any other required fees or any credits to deposit account 06-1050, referencing the attorney docket number shown above.

Respectfully submitted,

Date: 11/29/04

  
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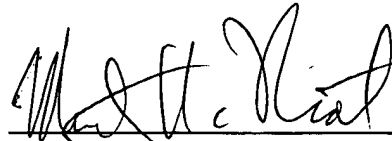
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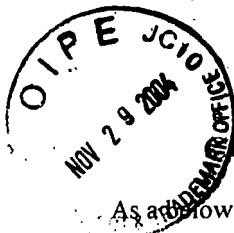
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Date: 11/23/04



MONTY H. RIAL  
6318 Stonehill Drive  
Dallas, Texas 75254

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## COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled FLUID CONTROLLED PUMPING SYSTEM AND METHOD, the specification of which:

- ☐ is attached hereto.  
☒ was filed on July 25, 2003 as Application Serial No. 10/627,551.  
☐ was described and claimed in PCT International Application No. \_\_\_\_\_ filed on \_\_\_\_\_ and as amended under PCT Article 19 on \_\_\_\_\_.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information I know to be material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim the benefit under Title 35, United States Code, §119(e)(1) of any United States provisional application(s) listed below:

<u>U.S. Serial No.</u>	<u>Filing Date</u>	<u>Status</u>
------------------------	--------------------	---------------

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose all information I know to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56(a) which became available between the filing date of the prior application and the national or PCT international filing date of this application:

<u>U.S. Serial No.</u>	<u>Filing Date</u>	<u>Status</u>
<u>09/841,773</u>	<u>April 24, 2001</u>	<u>Patented, 6,604,910</u>

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

<u>Country</u>	<u>Application No.</u>	<u>Filing Date</u>	<u>Priority Claimed</u>
			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No

## Combined Declaration and Power of Attorney

Page 2 of 2 Pages

I hereby appoint the following attorneys and/or agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

William R. Borchers, Reg. No. 44,549  
J. Kevin Gray, Reg. No. 37,141  
Neil J. McNabney, Reg. No. 47,786  
Jonathan E. Prejean, Reg. No. 52,132  
Russell N. Rippamonti, Reg. No. 39,521

Ruffin B. Cordell, Reg. No. 33,487  
Joshua A. Griswold, Reg. No. 46,310  
Spencer C. Patterson, Reg. No. 43,849  
Thomas H. Reger, II, Reg. No. 47,892  
Terry J. Stalford, Reg. No. 39,522

Direct all telephone calls to JOSHUA A. GRISWOLD at telephone number (214) 747-5070.

Direct all correspondence to the following:

**26331**  
**PTO Customer Number**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

Full Name of Inventor: JOSEPH A. ZUPANICK

Inventor's Signature:

Residence Address:

Citizenship:

Post Office Address:

Pineville, WV

United States

P.O. Box 1797

Pineville, WV 24874-1797

Date:

Nov. 19, 2004

Full Name of Inventor: MONTY H. RIAL

Inventor's Signature:

Residence Address:

Citizenship:

Post Office Address:

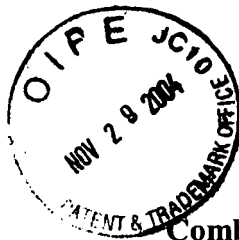
Dallas, Texas

United States

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Full Name of Inventor: JOSEPH A. ZUPANICK

Inventor's Signature: \_\_\_\_\_

Date: \_\_\_\_\_

Residence Address: Pineville, WV  
Citizenship: United States  
Post Office Address: P.O. Box 1797  
Pineville, WV 24874-1797

Full Name of Inventor: MONTY H. RIAL

Inventor's Signature: \_\_\_\_\_

Date: 11-23-04

Residence Address: Dallas, Texas  
Citizenship: United States  
Post Office Address: 6318 Stonehill Drive  
Dallas, Texas 75254